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Attorneys for Plaintiff: QuesTech Financial California, LLC

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

QUESTECH FINANCIAL CALIFORNIA, LLC,) Plaintiff,

v.

JYM CORPORATION, Defendant.

v.

BASKIN-ROBBINS USA CO., TOGOS EATERIES, INC., Third-Party Defendants.

BASKIN-ROBBINS USA CO., TOGOS EATERIES, INC., Third-Party Defendants/  
Counterclaimants/  
Counter-Defendants

v.

QUESTECH FINANCIAL CALIFORNIA, LLC,) Counter-Defendant/  
Counterclaimant.

No. CIV. S-04-2553 FCD GGH

**STIPULATION OF PARTIAL  
DISMISSAL**

1 Plaintiff and Counter-Defendant/Counterclaimant QuesTech Financial California, LLC  
2 (“QuesTech”) and Counterclaimants/Counter-Defendants Baskin-Robbins USA, Co. and Togos  
3 Eateries, Inc. (collectively, “Baskin/Togos”), by and through their respective counsel of record,  
4 hereby stipulate that:

5 **WHEREAS**, Baskin/Togo’s brought certain claims against QuesTech as set forth in that  
6 certain Counterclaim for (1) trespass; (2) declaratory relief; and (3) breach of contract dated August  
7 15, 2005 (the “Baskin/Togos Counterclaim”);

8 **WHEREAS**, QuesTech brought certain claims against Baskin/Togos as set forth in that  
9 certain Counterclaim for (1) conversion and (2) unjust enrichment dated September 16, 2005 (the  
10 “QuesTech Counterclaim”);

11 **WHEREAS**, QuesTech and Baskin/Togos desire to dismiss with prejudice all of the claims  
12 asserted in the Baskin/Togos Counterclaim and the QuesTech Counterclaim (collectively, the  
13 “Claims”) without incurring further costs of litigation; and

14 **NOW, THEREFORE**, it is stipulated and agreed that the Claims are hereby dismissed with  
15 prejudice, without costs or attorneys’ fees.

16 Dated: March \_\_\_, 2006

McDONOUGH HOLLAND & ALLEN PC

17  
18 /S/  
STEPHEN M. LERNER  
19 Attorney for Plaintiff and  
20 Counterclaimant/Counterclaim-Defendant  
QuesTech Financial California, LLC

21  
22 Dated: March 23, 2006

WILKE, FLEURY, HOFFELT, COULD &  
23 BIRNEY, LLP

24 /S/  
25 DANIEL L. EGAN  
26 Attorney for Third-Party Defendants and  
27 Counterclaimants/Counter-Defendants  
Baskin-Robbins USA, Co. and Togos  
28 Eateries, Inc.

1 IT IS SO ORDERED:  
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3 Dated: April 20, 2006

/s/ Frank C. Damrell Jr.  
HON. FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT COURT  
JUDGE